IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUIT NO. 1212 OF 1994

Bombay Real Estate Company Pvt. Ltd. ... Plaintiffs

V/s

Gadiraju Sheshammaraju & ors. ... Defendants

Mr. Dinesh Shah i/by Lilani Shah & Co. for the plaintiffs.

Mr. S.G. Bhandary for the defendants.

CORAM: R.M.S. KHANDEPARKAR &
P.V. KAKADE, JJ.

DATED: 22ND FEBRUARY, 2005
(In chamber)

P.C.:

1. The order dated 8.3.2001 came to be passed in this suit whereby application for replacement of the plan annexed to the consent terms dated 10.8.2000 with a new colour plan duly signed and submitted by parties and was allowed and it was taken on record. At that time, earlier plan submitted alongwith the consent terms was annexed to the consent terms dated 10.8.2000 was treated as cancelled.

2. Today, praecipe is filed with a request that the

D.P. plan is finalised and consequent thereto new plan is required to be substituted to the plan on record.

3. Heard both sides. By consent the praecipe is allowed. The new plan submitted today allowed to be substituted to the plan which was annexed to the consent terms which is part of the record. Consent terms dated 10.8.2000 and new plan dated 22.3.2005 annexed is taken on record and marked Exh. "I" for identification. It is clarified that, earlier two plans which were submitted in the suit shall stand cancelled.

4. Issuance of final decree expedited. The praecipe stands disposed of.

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(P.V. Kakade, J.)